

**BEFORE THE
BOARD OF PHARMACY
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA**

In the Matter of the Accusation Against:

Case No. 3179

**CHRISTY ALEXANDER-PEREZ, aka
CHRISTY LYNN ALEXANDER-PEREZ
5 Hidden Cove Circle
Sacramento, CA 95831**

Original Pharmacist No. RPH 53901

Respondent.

DECISION AND ORDER

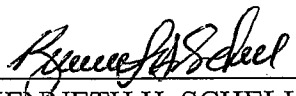
The attached Stipulated Settlement and Disciplinary Order is hereby adopted by the Board of Pharmacy, Department of Consumer Affairs, as its Decision in this matter.

This decision shall become effective on February 26, 2009.

It is so ORDERED on January 27, 2009.

BOARD OF PHARMACY
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA

By



KENNETH H. SCHELL
Board President

1 EDMUND G. BROWN JR., Attorney General
of the State of California
2 ARTHUR D. TAGGART
Supervising Deputy Attorney General
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7 Attorneys for Complainant

8
9 **BEFORE THE**
BOARD OF PHARMACY
10 **DEPARTMENT OF CONSUMER AFFAIRS**
STATE OF CALIFORNIA

11 In the Matter of the Accusation Against:

Case No. 3179

12 **CHRISTY ALEXANDER-PEREZ, a.k.a.**
13 **CHRISTY LYNN ALEXANDER-PEREZ**
14 5 Hidden Cove Circle
Sacramento, California 95831

OAH No. 2008080928

**STIPULATED SETTLEMENT AND
DISCIPLINARY ORDER**

15 Registered Pharmacist No. RPh 53901

16 Respondent.

17
18 IT IS HEREBY STIPULATED AND AGREED by and between the parties to the
19 above-entitled proceedings that the following matters are true:

20 PARTIES

21 1. Virginia Herold (Complainant) is the Executive Officer of the Board of
22 Pharmacy (Board). She brought this action solely in her official capacity and is represented in
23 this matter by Edmund G. Brown Jr., Attorney General of the State of California, by Geoffrey S.
24 Allen, Deputy Attorney General.

25 2. Respondent Christy Alexander-Perez a.k.a. Christy Lynn Alexander-Perez
26 (Respondent) is representing herself in this proceeding and has chosen not to exercise her right
27 to be represented by counsel.

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3. On or about September 5, 2002, the Board issued Registered Pharmacist License Number RPh 53901 (License) to Respondent. The License will expire on June 30, 2010, unless renewed.

JURISDICTION

4. Accusation No. CRF71417 (Accusation) was filed before the Board, Department of Consumer Affairs, and is currently pending against Respondent. The Accusation and all other statutorily required documents were properly served on Respondent on July 29, 2008. Respondent timely filed her Notice of Defense contesting the Accusation. A copy of the Accusation is attached as exhibit A and incorporated herein by reference.

ADVISEMENT AND WAIVERS

5. Respondent has carefully read, and understands the charges and allegations in the Accusation. Respondent has also carefully read, and understands the effects of this Stipulated Settlement and Disciplinary Order.

6. Respondent is fully aware of her legal rights in this matter, including the right to a hearing on the charges and allegations in the Accusation; the right to be represented by counsel at her own expense; the right to confront and cross-examine the witnesses against her; the right to present evidence and to testify on her own behalf; the right to the issuance of subpoenas to compel the attendance of witnesses and the production of documents; the right to reconsideration and court review of an adverse decision; and all other rights accorded by the California Administrative Procedure Act and other applicable laws.

7. Respondent voluntarily, knowingly, and intelligently waives and gives up each and every right set forth above.

CULPABILITY

8. Respondent admits the truth of each and every charge and allegation in the Accusation.

9. Respondent agrees that her License is subject to discipline and to be bound by the Board's imposition of discipline as set forth in the Disciplinary Order below.

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1 drugs and devices or controlled substances are maintained. Respondent shall not practice
2 pharmacy nor do any act involving drug selection, selection of stock, manufacturing,
3 compounding, dispensing or patient consultation; nor shall Respondent manage, administer, or
4 be a consultant to any licensee of the Board, or have access to or control the ordering,
5 manufacturing or dispensing of dangerous drugs and devices or controlled substances.

6 Respondent shall not engage in any activity that requires the professional
7 judgment of a pharmacist. Respondent shall not direct or control any aspect of the practice of
8 pharmacy. Respondent shall not perform the duties of a pharmacy technician or an exemptee for
9 any entity licensed by the Board. Subject to the above restrictions, Respondent may continue to
10 own or hold an interest in any pharmacy in which she holds an interest at the time this decision
11 becomes effective unless otherwise specified in this order.

12 2. **Obey All Laws.** Respondent shall obey all state and federal laws and
13 regulations substantially related to or governing the practice of pharmacy.

14 Respondent shall report any of the following occurrences to the Board, in
15 writing, within 72 hours of such occurrence:

- 16 • an arrest or issuance of a criminal complaint for violation of any provision of
17 the Pharmacy Law, state and federal food and drug laws, or state and federal
18 controlled substances laws
- 19 • a plea of guilty or nolo contendere in any state or federal criminal proceeding
20 to any criminal complaint, information or indictment
- 21 • a conviction of any crime
- 22 • discipline, citation, or other administrative action filed by any state and federal
23 agency which involves Respondent's license or which is related to the practice
24 of pharmacy or the manufacturing, obtaining, handling or distribution or billing
25 or charging for any drug, device or controlled substance.

26 3. **Reporting to the Board.** Respondent shall report to the Board
27 quarterly. The report shall be made either in person or in writing, as directed. Respondent
28 shall state under penalty of perjury whether there has been compliance with all the terms and

1 conditions of probation. If the final probation report is not made as directed, probation shall
2 be extended automatically until such time as the final report is made and accepted by the
3 Board.

4 4. **Interview with the Board.** Upon receipt of reasonable notice,
5 Respondent shall appear in person for interviews with the Board upon request at various
6 intervals at a location to be determined by the Board. Failure to appear for a scheduled
7 interview without prior notification to Board staff shall be considered a violation of probation.

8 5. **Cooperation with Board Staff.** Respondent shall cooperate with the
9 Board's inspectional program and in the Board's monitoring and investigation of Respondent's
10 compliance with the terms and conditions of her probation. Failure to comply shall be
11 considered a violation of probation.

12 6. **Continuing Education.** Respondent shall provide evidence of efforts
13 to maintain skill and knowledge as a pharmacist as directed by the Board.

14 7. **Notice to Employers.** Respondent shall notify all present and
15 prospective employers of the decision in case number 3179 and the terms, conditions and
16 restrictions imposed on Respondent by the decision. Within 30 days of the effective date of
17 this decision, and within 15 days of Respondent undertaking new employment, Respondent
18 shall cause her direct supervisor, pharmacist-in-charge and/or owner to report to the Board in
19 writing acknowledging the employer has read the decision in case number 3179.

20 If Respondent works for or is employed by or through a pharmacy employment
21 service, Respondent must notify the direct supervisor, pharmacist-in-charge, and/or owner at
22 every pharmacy of the and terms conditions of the decision in case number 3179 in advance
23 of the Respondent commencing work at each pharmacy.

24 "Employment" within the meaning of this provision shall include any full-time, part-
25 time, temporary, relief or pharmacy management service as a pharmacist, whether the
26 Respondent is considered an employee or independent contractor.

27 8. **No Preceptorships, Supervision of Interns, Being Pharmacist-in-**
28 **Charge (PIC), or Serving as a Consultant.** Respondent shall not supervise any intern

1 pharmacist or perform any of the duties of a preceptor, nor shall Respondent be the
2 pharmacist-in-charge of any entity licensed by the Board unless otherwise specified in this
3 order.

4 **9. Reimbursement of Board Costs.** Respondent shall pay to the Board
5 its costs of investigation and prosecution in the amount of seven thousand, sixty-two dollars
6 (\$7,062.00). Costs shall be made in quarterly payments or as approved by the Board.

7 The filing of bankruptcy by Respondent shall not relieve Respondent of her
8 responsibility to reimburse the Board its costs of investigation and prosecution.

9 **10. Probation Monitoring Costs.** Respondent shall pay the costs
10 associated with probation monitoring as determined by the Board each and every year of
11 probation. Such costs shall be payable to the Board at the end of each year of probation.
12 Failure to pay such costs shall be considered a violation of probation.

13 **11. Status of License.** Respondent shall, at all times while on probation,
14 maintain an active current license with the Board, including any period during which
15 suspension or probation is tolled.

16 If Respondent's License expires or is canceled by operation of law or
17 otherwise, upon renewal or reapplication, Respondent's License shall be subject to all terms
18 and conditions of this probation not previously satisfied.

19 **12. License Surrender while on Probation/Suspension.** Following the
20 effective date of this decision, should Respondent cease practice due to retirement or health,
21 or be otherwise unable to satisfy the terms and conditions of probation, Respondent may
22 tender her License to the Board for surrender. The Board shall have the discretion whether to
23 grant the request for surrender or take any other action it deems appropriate and reasonable.
24 Upon formal acceptance of the surrender of the License, Respondent will no longer be subject
25 to the terms and conditions of probation.

26 Upon acceptance of the surrender, Respondent shall relinquish her pocket
27 license to the Board within 10 days of notification by the Board that the surrender is accepted.
28 Respondent may not reapply for any license from the Board for three years from the effective

1 date of the surrender. Respondent shall meet all requirements applicable to the license sought
2 as of the date the application for that license is submitted to the Board.

3 **13. Notification of Employment/Mailing Address Change.** Respondent
4 shall notify the Board in writing within ten (10) days of any change of employment. Said
5 notification shall include the reasons for leaving and/or the address of the new employer,
6 supervisor or owner and work schedule if known. Respondent shall notify the Board in
7 writing within ten (10) days of a change in name, mailing address or phone number.

8 **14. Tolling of Probation.** Should Respondent, regardless of residency, for
9 any reason cease practicing pharmacy for a minimum of forty (40) hours per calendar month
10 in California, Respondent must notify the Board in writing within ten (10) days of cessation of
11 the practice of pharmacy or the resumption of the practice of pharmacy. Such periods of time
12 shall not apply to the reduction of the probation period. It is a violation of probation for
13 Respondent's probation to remain tolled pursuant to the provisions of this condition for a
14 period exceeding three years.

15 "Cessation of practice" means any period of time exceeding 30 days in which

16 Respondent is not engaged in the practice of pharmacy as defined in Section 4052 of
17 the Business and Professions Code.

18 **15. Violation of Probation.** If Respondent violates probation in any
19 respect, the Board, after giving Respondent notice and an opportunity to be heard, may revoke
20 probation and carry out the disciplinary order which was stayed. If a petition to revoke
21 probation or an accusation is filed against Respondent during probation, the Board shall have
22 continuing jurisdiction and the period of probation shall be extended, until the petition to
23 revoke probation or accusation is heard and decided.

24 If Respondent has not complied with any term or condition of probation, the
25 Board shall have continuing jurisdiction over Respondent, and probation shall automatically
26 be extended until all terms and conditions have been satisfied or the Board has taken other
27 action as deemed appropriate to treat the failure to comply as a violation of probation, to
28 terminate probation, and to impose the penalty which was stayed.

1 16. **Completion of Probation.** Upon successful completion of probation,
2 Respondent's License will be fully restored.

3 17. **Rehabilitation Program - Pharmacists Recovery Program (PRP).**
4 Within 30 days of the effective date of this decision, Respondent shall contact the Pharmacists
5 Recovery Program for evaluation and shall successfully participate in and complete the
6 treatment contract and any subsequent addendums as recommended and provided by the PRP
7 and as approved by the Board. The costs for PRP participation shall be borne by the
8 Respondent.

9 If Respondent is currently enrolled in the PRP, said participation is now
10 mandatory and is no longer considered a self-referral under Business and Professions Code
11 section 4363, as of the effective date of this decision. Respondent shall successfully
12 participate in and complete her current contract and any subsequent addendums with the PRP.
13 Probation shall be automatically extended until Respondent successfully completes her
14 treatment contract. Any person terminated from the program shall be automatically
15 suspended upon notice by the Board. Respondent may not resume the practice of pharmacy
16 until notified by the Board in writing. The Board shall retain jurisdiction to institute action to
17 terminate probation for any violation of this term.

18 18. **Random Drug Screening.** Respondent, at her own expense, shall
19 participate in random testing, including but not limited to biological fluid testing (urine,
20 blood), breathalyzer, hair follicle testing, or a drug screening program approved by the Board.
21 The length of time shall be for the entire probation period and the frequency of testing will be
22 determined by the Board. At all times Respondent shall fully cooperate with the Board, and
23 shall, when directed, submit to such tests and samples for the detection of alcohol, narcotics,
24 hypnotics, dangerous drugs or other controlled substances. Failure to submit to testing as
25 directed shall constitute a violation of probation. Any confirmed positive drug test shall result
26 in the immediate suspension of practice by Respondent. Respondent may not resume the
27 practice of pharmacy until notified by the Board in writing.

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1 19. **Abstain from Drugs and Alcohol Use.** Respondent shall completely
2 abstain from the possession or use of alcohol, controlled substances, dangerous drugs and
3 their associated paraphernalia except when the drugs are lawfully prescribed by a licensed
4 practitioner as part of a documented medical treatment. Upon request of the Board,
5 Respondent shall provide documentation from the licensed practitioner that the prescription
6 was legitimately issued and is a necessary part of the treatment of the Respondent.

7 20. **Community Services Program.** Within 60 days of the effective date
8 of this decision, Respondent shall submit to the Board, for its prior approval, a community
9 service program in which Respondent shall provide free health-care related services on a
10 regular basis to a community or charitable facility or agency for at least one hundred, eighty
11 (180) hours. Respondent shall complete her community service prior to the end of probation.

12 21. **Supervised Practice.** Respondent shall practice only under the
13 supervision of a pharmacist not on probation with the Board. Respondent shall not practice
14 until the supervisor is approved by the Board. The supervision shall be, as required by the
15 Board, either:

16 Continuous - 75% to 100% of a work week

17 Substantial - At least 50% of a work week

18 Partial - At least 25% of a work week

19 Daily Review - Supervisor's review of probationer's daily activities within 24
20 hours

21 Within 30 days of the effective date of this decision, Respondent shall have her supervisor
22 submit notification to the Board in writing stating the supervisor has read the decision in case
23 number CRF71417 and is familiar with the level of supervision as determined by the Board.

24 If Respondent changes employment, Respondent shall have her new
25 supervisor, within 15 days after employment commences, submit notification to the Board in
26 writing stating the direct supervisor and pharmacist-in-charge have read the decision in case
27 number CRF71417 and is familiar with the level of supervision as determined by the Board.

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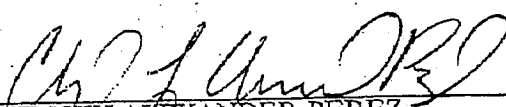
1 Within 10, days of leaving employment, Respondent shall notify the Board in
2 writing.

3 22. **No Ownership of Premises.** Respondent shall not own, have any legal
4 or beneficial interest in, or serve as a manager, administrator, member, officer, director,
5 associate, or partner of any business, firm, partnership, or corporation currently or hereinafter
6 licensed by the Board. Respondent shall sell or transfer any legal or beneficial interest in any
7 entity licensed by the Board within 90 days following the effective date of this decision and
8 shall immediately thereafter provide written proof thereof to the Board.

9 ACCEPTANCE

10 I have carefully read the Stipulated Settlement and Disciplinary Order. I
11 understand the stipulation and the effect it will have on my License. I enter into this
12 Stipulated Settlement and Disciplinary Order voluntarily, knowingly, and intelligently, and
13 agree to be bound by the Decision and Order of the Board of Pharmacy.

14 DATED: 12-10-08

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16 
17 CHRISTY ALEXANDER-PEREZ
18 Respondent

18 ENDORSEMENT

19 The foregoing Stipulated Settlement and Disciplinary Order is hereby
20 respectfully submitted for consideration by the Board of Pharmacy of the Department of
21 Consumer Affairs.

22 DATED: 12/12/08

23 EDMUND G. BROWN JR., Attorney General
24 of the State of California

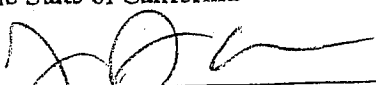
25 
26 GEOFFREY S. ALLEN
27 Deputy Attorney General
28 Attorneys for Complainant

Exhibit A

Accusation No. CRF71417

1 EDMUND G. BROWN JR., Attorney General
of the State of California
2 ARTHUR D. TAGGART
Supervising Deputy Attorney General
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13 CHRISTY LYNN ALEXANDER-PEREZ
5 Hidden Cove Circle
14 Sacramento, California 95831

OAH Case No.

ACCUSATION

15 Registered Pharmacist No. RPh 53901

16 Respondent.

17
18 Complainant alleges:

19 PARTIES

20 1. Virginia Herold (Complainant) brings this Accusation solely in her official
21 capacity as the Executive Officer of the Board of Pharmacy, Department of Consumer Affairs.

22 2. On or about September 5, 2002, the Board of Pharmacy issued Registered
23 Pharmacist License Number RPh 53901 (License) to Christy Alexander-Perez, a.k.a. Christy
24 Lynn Alexander-Perez (Respondent). The License will expire on June 30, 2010, unless renewed.

25 JURISDICTION

26 3. This Accusation is brought before the Board of Pharmacy, Department of
27 Consumer Affairs (Board), under the authority of the following laws. All section references are
28 to the Business and Professions Code unless otherwise indicated.

1 4. Section 4301 of the Code, in pertinent part, states:

2 The board shall take action against any holder of a license who is guilty of
3 unprofessional conduct or whose license has been procured by fraud or
4 misrepresentation or issued by mistake. Unprofessional conduct shall include, but
5 is not limited to, any of the following:

6 (f) The commission of any act involving moral turpitude,
7 dishonesty, fraud, deceit, or corruption, whether the act is committed in the course
8 of relations as a licensee or otherwise, and whether the act is a felony or
9 misdemeanor or not.

10 (h) The administering to oneself, of any controlled substance, or
11 the use of any dangerous drug or of alcoholic beverages to the extent or in a
12 manner as to be dangerous or injurious to oneself, to a person holding a license
13 under this chapter, or to any other person or to the public, or to the extent that the
14 use impairs the ability of the person to conduct with safety to the public the
15 practice authorized by the license.

16 (j) The violation of any of the statutes of this state, or any other
17 state, or of the United States regulating controlled substances and dangerous
18 drugs.

19 (k) The conviction of a crime substantially related to the
20 qualifications, functions, and duties of a licensee under this chapter. The record
21 of conviction of a violation of Chapter 13 (commencing with Section 801) of Title
22 21 of the United States Code regulating controlled substances or of a violation of
23 the statutes of this state regulating controlled substances or dangerous drugs shall
24 be conclusive evidence of unprofessional conduct. In all other cases, the record of
25 conviction shall be conclusive evidence only of the fact that the conviction
26 occurred. The board may inquire into the circumstances surrounding the
27 commission of the crime, in order to fix the degree of discipline or, in the case of
28 a conviction not involving controlled substances or dangerous drugs, to determine
 if the conviction is of an offense substantially related to the qualifications,
 functions, and duties of a licensee under this chapter. A plea or verdict of guilty
 or a conviction following a plea of nolo contendere is deemed to be a conviction
 within the meaning of this provision. The board may take action when the time
 for appeal has elapsed, or the judgment of conviction has been affirmed on appeal
 or when an order granting probation is made suspending the imposition of
 sentence, irrespective of a subsequent order under Section 1203.4 of the Penal
 Code allowing the person to withdraw his or her plea of guilty and to enter a plea
 of not guilty, or setting aside the verdict of guilty, or dismissing the accusation,
 information, or indictment.

1 (o) Violating or attempting to violate, directly or indirectly, or
2 assisting in or abetting the violation of or conspiring to violate any provision or
3 term of this chapter or of the applicable federal and state laws and regulations
4 governing pharmacy, including regulations established by the board or by any
5 other state or federal regulatory agency.

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13 5. Section 4022 of the Code states:

14 Dangerous drug" or "dangerous device" means any drug or device unsafe
15 for self-use in humans or animals, and includes the following:

16 (a) Any drug that bears the legend: "Caution: federal law prohibits
17 dispensing without prescription," "Rx only," or words of similar import.

18 (b) Any device that bears the statement: "Caution: federal law
19 restricts this device to sale by or on the order of a _____," "Rx only," or
20 words of similar import, the blank to be filled in with the designation of the
21 practitioner licensed to use or order use of the device.

22 (c) Any other drug or device that by federal or state law can be
23 lawfully dispensed only on prescription or furnished pursuant to Section 4006.

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28 6. Section 4059, subd. (a), of the Code states:

A person may not furnish any dangerous drug, except upon the
prescription of a physician, dentist, podiatrist, optometrist, veterinarian, or
naturopathic doctor pursuant to Section 3640.7. A person may not furnish any
dangerous device, except upon the prescription of a physician, dentist, podiatrist,
optometrist, veterinarian, or naturopathic doctor pursuant to Section 3640.7.

7. Section 4060 of the Code states:

No person shall possess any controlled substance, except that furnished to
a person upon the prescription of a physician, dentist, podiatrist, optometrist,
veterinarian, or naturopathic doctor pursuant to Section 3640.7, or furnished
pursuant to a drug order issued by a certified nurse-midwife pursuant to Section
2746.51, a nurse practitioner pursuant to Section 2836.1, or a physician assistant
pursuant to Section 3502.1, or naturopathic doctor pursuant to Section 3640.5, or
a pharmacist pursuant to either subparagraph (D) of paragraph (4) of, or clause
(iv) of subparagraph (A) of paragraph (5) of, subdivision (a) of Section 4052.
This section shall not apply to the possession of any controlled substance by a
manufacturer, wholesaler, pharmacy, pharmacist, physician, podiatrist, dentist,
optometrist, veterinarian, naturopathic doctor, certified nurse-midwife, nurse
practitioner, or physician assistant, when in stock in containers correctly labeled
with the name and address of the supplier or producer.

Nothing in this section authorizes a certified nurse-midwife, a nurse
practitioner, a physician assistant, or a naturopathic doctor, to order his or her own
stock of dangerous drugs and devices.

1 8. Section 4327 of the Code states, "Any person who, while on duty, sells,
2 dispenses or compounds any drug while under the influence of any dangerous drug or alcoholic
3 beverages shall be guilty of a misdemeanor."

4 9. Health and Safety Code section 11350, subd. (a), states:

5 Except as otherwise provided in this division, every person who possesses
6 (1) any controlled substance specified in subdivision (b) or (c), or paragraph (1) of
7 subdivision (f) of [Health and Safety Code] Section 11054, specified in paragraph
8 (14), (15), or (20) of subdivision (d) of [Health and Safety Code] Section 11054,
9 or specified in subdivision (b) or (c) of [Health and Safety Code] Section 11055,
or specified in subdivision (h) of [Health and Safety Code] Section 11056, or (2)
any controlled substance classified in Schedule III, IV, or V which is a narcotic
drug, unless upon the written prescription of physician, dentist, podiatrist, or
veterinarian licensed to practice in this state shall be punished by imprisonment in
the state prison.

10 10. Health and Safety Code section 11377, subd. (a), states:

11 Except as authorized by law or as otherwise provided in subdivision (b) or
12 [Health and Safety Code] Section 11375, or in Article 7 (commencing with
13 Section 4211) of Chapter 9 of Division 2 of the Business and Professions Code,
every person who possesses any controlled substance which is (1) classified in
14 Schedule III, IV, or V, and which is not a narcotic drug, (2) specified in
subdivision (d) of [Health and Safety Code] Section 11054, except paragraphs
15 (13), (14), (15), and (20) of subdivision (d), (3) specified in paragraph (11) of
subdivision (c) of [Health and Safety Code] Section 11056, (4) specified in
16 paragraph (2) or (3) of subdivision (f) of [Health and Safety Code] Section 11054,
or (5) specified in subdivision (d), (e), or (f) of [Health and Safety Code] Section
17 11055, unless upon the prescription of a physician, dentist, podiatrist, or
veterinarian, licensed to practice in this state shall be punished by imprisonment
18 in a county jail for a period of not more that one year or in the state prison.

19 11. Section 125.3 of the Code states, in pertinent part, that the Board may
20 request the administrative law judge to direct a licensee found to have committed a violation or
21 violations of the licensing act to pay a sum not to exceed the reasonable costs of the investigation
and enforcement of the case.

22 FIRST CAUSE FOR DISCIPLINE

23 (Corrupt Acts - Stealing Controlled Substances and Dangerous Drugs)

24 12. Respondent is subject to disciplinary action under Code section 4301,
25 subd. (f) in that Respondent engaged in acts involving moral turpitude, dishonesty, fraud, deceit
26 or corruption. The circumstances are as follows:

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1 13. Between December of 2006 and February of 2007, on exact dates known
2 only to Respondent, Respondent while on duty as a pharmacist stole for personal use
3 approximately 631 pills of hydrocodone-containing medications¹, 10 pills of tramadol², 100 pills
4 of alprazolam³, 40 pills of carisoprodol⁴, 5 pills of cyclobenzaprine⁵, 20 pills of amphetamines⁶,
5 and 10 pills of methylphenidate⁷ from Walgreen's pharmacy in West Sacramento, California.

6 SECOND CAUSE FOR DISCIPLINE

7 (Unlawful Possession of Controlled Substances or Dangerous Drugs)

8 14. Respondent is subject to disciplinary action under Code section 4301,
9 subds. (j) and (o) in that Respondent unlawfully possessed controlled substances and/or
10 dangerous drugs as detailed above in paragraph 13. Additional circumstances are as follows:

11 15. Respondent did not have a prescription for the controlled substances or
12 dangerous drugs in violation of Code section 4060 and/or Health and Safety Code section 11350,
13 subd. (a) and/or Health and Safety Code section 11377, subd. (a).

14 THIRD CAUSE FOR DISCIPLINE

15 (Unlawful Furnishing of Dangerous Drugs)

16 16. Respondent is subject to disciplinary action under Code section 4301,
17 subds. (j) and (o) in that Respondent unlawfully furnished dangerous drugs as detailed above in

18 _____
19 1. Hydrocodone-containing medications are Schedule III controlled substances pursuant to
20 Health and Safety Code section 11056, subd. (e), and a dangerous drug pursuant to Code
21 section 4022.

22 2. Tramadol is a dangerous drug pursuant to Code section 4022.

23 3. Alprazolam is a Schedule IV controlled substance pursuant to Health and Safety Code
24 section 11057, subd. (d)(1) and a dangerous drug pursuant to Code section 4022.

25 4. Carisoprodol is a dangerous drug pursuant to Code section 4022.

26 5. Cylcobensaprine is a dangerous drug pursuant to Code section 4022.

27 6. Amphetamines are a Schedule II controlled substance pursuant to Health and Safety
28 Code section 11055, subd. (d)(1) and a dangerous drug pursuant to Code section 4022.

 7. Methylphenidate is a Schedule II controlled substance pursuant to Health and Safety
Code section 11055, subd. (d)(6) and a dangerous drug pursuant to Code section 4022.

1 paragraph 13. Additional circumstances are as follows:

2 17. Respondent was not provided with a prescription when she furnished the
3 dangerous drugs in violation of Code section 4059, subd. (a).

4 FOURTH CAUSE FOR DISCIPLINE

5 (Unlawful Self-Administration of Controlled Substances or Dangerous Drugs)

6 18. Respondent is subject to disciplinary action under Code section 4301,
7 subd. (h) in that Respondent unlawfully self-administered controlled substances and/or dangerous
8 drugs. The circumstances are as follows:

9 19. Between December of 2006 and February of 2007, on exact dates known
10 only to Respondent, Respondent self-administered hydrocodone-containing medications,
11 tramadol, alprazolam, carisoprodol, cyclobenzaprine, amphetamines, and/or methylphenidate.
12 Respondent did not have a prescription or other legal authority to self-administer the controlled
13 substances or dangerous drugs.

14 FIFTH CAUSE FOR DISCIPLINE

15 (Working as a Pharmacist Under the Influence)

16 20. Respondent is subject to disciplinary action under Code section 4301,
17 subd. (o) for violating Code section 4327 in that Respondent worked as a pharmacist while under
18 the influence of a dangerous drug.

19 21. Between December of 2006 and February of 2007, on exact dates known
20 only to Respondent, Respondent, while on duty as a pharmacist at Walgreen's pharmacy in West
21 Sacramento, California, worked while under the influence of hydrocodone-containing
22 medications, tramadol, alprazolam, carisoprodol, cyclobenzaprine, amphetamines, and/or
23 methylphenidate.

24 SIXTH CAUSE FOR DISCIPLINE

25 (Conviction)

26 22. Respondent is subject to disciplinary action under Code section 4301,
27 subd. (l) in that Respondent has been convicted of a crime substantially related to the
28 qualifications, functions and duties of a pharmacist. The circumstances are as follows:

23. On or about, February 1, 2008, in the Superior Court of California, County of Yolo, in the case entitled, *People of the State of California v. Christy Lynn Alexander-Perez* (Super. Ct. Yolo County, 2007, Case No. CRF 07001417), Respondent was convicted on her plea of guilty of violating Penal Code sections 503 and 508 (Embezzlement), and Health and Safety Code section 11377, subd. (a), (unauthorized possession of a controlled substance), all misdemeanors. The circumstances of the crimes are detailed above in paragraphs 13-15. Such crimes are substantially related to the functions, qualifications, and duties of a registered pharmacist.

PRAYER

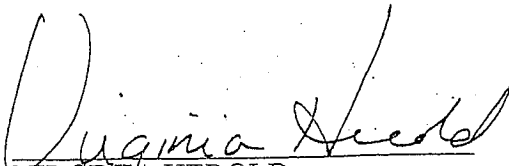
WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged, and that following the hearing, the Board of Pharmacy issue a decision:

1. Revoking or suspending Registered Pharmacist Number RPh 53901, issued to Christy Alexander-Perez, a.k.a. Christy Lynn Alexander-Perez.

2. Ordering Christy Alexander-Perez, a.k.a. Christy Lynn Alexander-Perez, to pay the Board of Pharmacy the reasonable costs of the investigation and enforcement of this case, pursuant to Business and Professions Code section 125.3;

3. Taking such other and further action as deemed necessary and proper.

DATED: 7/22/08


VIRGINIA HEROLD
Executive Officer
Board of Pharmacy
Department of Consumer Affairs
State of California
Complainant

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